

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : **To Be Assigned** Confirmation No. **TBA**
Applicant(s) : **MAIOCCO, James N. et al.**
Filed : **Concurrent Herewith**
TC/A.U. : **To Be Assigned**
Examiner : **To Be Assigned**
Title : **System and Method for Monitoring Global Network Performance**

Docket No. : **044897.002CONT**
Customer No. : **25461**

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

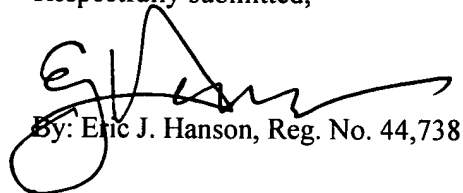
INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. 1.56, Applicants are enclosing an Information Disclosure Statement by Applicant (Form PTO/SB/08b) and copies of the non-patent documents cited therein. The non-patent documents are printouts of online Internet publications that do not include dates for such references, except for the first reference listed on Form PTO/SB/08b. Applicants further have no information to determine whether or not the same is prior art.

It is respectfully requested that the cited documents be considered by the Examiner in the above-identified patent application and that the cited documents be made officially of record therein. It is further requested that a listing of the same appear on the face of any patent which may issue from this application.

A first Official Action has not yet issued for this application. Therefore, it is believed that no fees are due under 37 C.F.R. Section 1.97(b)(3).

Respectfully submitted,


By: Eric J. Hanson, Reg. No. 44,738

Dated: April 16, 2004
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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 2

Complete if Known

Application Number	To Be Assigned
Filing Date	Concurrent Herewith
First Named Inventor	MAIOCCO, James N. et al.
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	044897.002CONT

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		ESTAN, Christian, et al., "New Directions in Traffic Measurement and Accounting," SIGCOMM'02, August 19-23, 2002, Pittsburgh, PA	
		GUNDUZ, Gurhan, et al., "A Portal Based Approach to Viewing Aggregated Network Performance Data in Distributed Brokering Systems"	
		SAHAI, Akhil, et al., "Towards Distributed and Dynamic Network Management"	
		"NetScout, Unified Network and Application Performance Management Solution"	
		www.infovista.com , InfoVista, Server web pages	
		www.activeexperts.com , ActiveXperts, ActiveXperts Network Monitor 5.3 web pages	
		www.clearpathnet.com , ClearPath Networks, Network Monitoring web pages	
		solarwinds.net, SolarWinds.net Network Management, Network Performance Monitor web pages	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>			Complete if Known		
			Application Number	To Be Assigned	
			Filing Date	Concurrent Herewith	
			First Named Inventor	MAIOCCO, James N. et al.	
			Art Unit	To Be Assigned	
			Examiner Name	To Be Assigned	
Sheet	1	of	2	Attorney Docket Number	044897.002CONT

[illegible][illegible]

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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